

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE	
Case 19--CA--24603	Date Filed 6/17/96

INSTRUCTIONS:

File an original and 4 copies of this charge with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

1. EMPLOYER AGAINST WHOM CHARGE IS BROUGHT

a. Name of Employer G.B. Enterprises, Inc.		b. Number of workers employed 250
c. Address (street, city, state, ZIP code) 3765 Alpha Way Bellingham, WA 98226	d. Employer Representative Grace Borsari	e. Telephone No. (360) 671-7703 (360) 647-2360 (360) 671-2379
f. Type of Establishment (factory, mine, wholesaler, etc.) Manufacturer	g. Identify principal product or service Manufacturing electrical power supplies	
h. The above-named employer has engaged in and is engaging in unfair labor practices within the meaning of section 8(a), subsections (1) and (list subsections) <u>(3)</u> of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act.		

2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices)

The above named employer has engaged in the following acts, all within the six months preceding June 17, 1996:

Terminated the following employees because they were thought to be union sympathizers:

Craig Jones
Byron Richards

Because the plant is involved in an initial and ongoing organizational drive, relief under Section 10(j) of the Act is also requested.

By the above and other acts, the above-named employer has interfered with, restrained, and coerced employees in the exercise of the rights guaranteed in Section 7 of the Act

3. Full name of party filing charge (if labor organization, give full name, including local name and number)

David Manier

4a. Address (street and number, city, state, and ZIP code)

I.B.E.W. Local 191
2810 Lombard Avenue
Everett, WA 98201

4b. Telephone No.

(206) 259-3195

5. Full name of national or international labor organization of which it is an affiliate or constituent unit (to be filled in when charge is filed by a labor organization)

International Brotherhood of Electrical Workers, AFL-CIO Local 191

6. DECLARATION

I declare that I have read the above charge and that the statements are true to the best of my knowledge and belief.

By David Manier
(signature of representative or person making charge)

Business Representative

(title if any)

Address I.B.E.W. Local 191
2810 Lombard Ave./Everett, WA 98201

(206) 259-3195 June 12, 1996
(Telephone No.) (date)

RESPONDENT

G.B. ENTERPRISES d/b/a **3** ALPHA TECHNOLOGIES/
3765 Alpha Way, Bellingham, WA 98226

CHARGING PARTY

IBEW LOCAL 191
2810 Lombard Ave., Everett, WA 98201

CASE NO.

19--CA--24603

DATE FILED

6/17/96

SUFFIXES

and: 9/25/96

COMPANION CASES

CA-24725
filed 5/16/96

SECTIONS ALLEGED 8(a)(1)(3)	INDUSTRY Mfrgr.	NO 8 (a)(3)'s NO 8 (b)(2)'s	NO. 250'D	ASSIGNMENTS: (Name and date) INVE Lorang/CR	COMPLAINT Sanders
INVESTIGATION		SETTLEMENT		10(K) HEARING	
FIR 8/20/96 RECOMMENDING		SOLIC. _____ OBTD _____		NOT. _____ HRG. DATE _____	
APPROVAL: <input type="checkbox"/> WD <input type="checkbox"/> SETT.		ALLEGATIONS _____		HRG. OPN'D _____ CL _____	
ISSUANCE: <input type="checkbox"/> DIS. <input type="checkbox"/> COMPL.		<input type="checkbox"/> ALL PARTY <input type="checkbox"/> UNIL.		H.O.R. _____ BD. DET. _____	
REQUEST FOR ADVICE <input type="checkbox"/>		<input type="checkbox"/> INFORMAL FORMAL:		COMPLAINT - HEARING	
RD OR AGENDA ACTION		<input type="checkbox"/> ORAL OR <input type="checkbox"/> B.O.		SECTIONS 8(a)(1)(3) PPT	
<input type="checkbox"/> AS REC. OTHER: _____		NON.BD. <input type="checkbox"/> CT. JDMT.		HR. DATE REQ'D 12/16/96	
ADVICE		S.A. TO WASH. _____		HR. DATE GRANTED 10/30/96	
REQUESTED _____		APPROVED _____		COMPLAINT ISSUED 9/11/96	
FILE TO WASH. _____ RET'D _____		B.O. CT. JDMT		CONSOLIDATED WITH CA-24725; 2485	
ACTION: _____		INJUNCTION		ANSWER 9/20/96	
WITHDRAWAL		AUTH. 10/29/96 (10) PET. 10/29/96		HRG. _____ HRG. _____	
SOL. _____ REC'D _____		ANSWER _____		POSTP _____ CANCEL _____	
APPROVED _____		BRIEF _____		HRG. OPN'D 128-97 CL 1-30-97	
DISMISSAL		COURT JDMT _____		BRIEF TO ALJ 3-5-97	
<input type="checkbox"/> GRANTING <input type="checkbox"/> DENYING		DISSOLVED _____		ALJD 8-27-97	
LTR _____ APPEALED _____		DISMISSED _____		EXCEPTIONS BY GC	
FILE TO WASH. _____		OTHER: _____		RESP _____ CP _____	
DISM.: SUSTAINED _____		DEFERRAL		BOARD ORDER 10-20-97	
DISM.: REVERSED _____		DATE _____ TYPE LTR _____			
FILE RETURNED _____					
				DISPOSITION	
				<input type="checkbox"/> WD <input type="checkbox"/> DIS.	
				ADJ.-ORAL/NON-BOARD	
				COMPLIANCE WITH:	
				after contested court judgment	
				<input type="checkbox"/> SETT. AGT. <input type="checkbox"/> ALJD	
				<input type="checkbox"/> B.O. <input type="checkbox"/> CT. JDMT	
				<input type="checkbox"/> BD. DET. 10(K)	
				DATE CLOSED 2/4/99	
				DESTROYED _____ OR	
				SENT TO ARCHIVES _____	
				FORM NLRB-4204 (1-88)	
				C CASE RECORD CARD	

19-CA-24603 ALPHA TECHNOLOGIES

6/17/96 C96-1698-C Bellingham, WA 98-70440

9/11/96 Order Consolidating Cases, Consolidated Complaint and NOH issued; Cons. with CA-24725; trial date 10/30/96
 9/11/96 Memo to DC--recommendation for authorization to seek 10(j) injunctive relief
 9/18/96 Counsel for Respondent, sub request to Reschedule Hearing; Recd. 9/18/96
 9/20/96 Counsel for Respondent, sub Answer; Recd. 9/20/96
 9/24/96: Order Denying Request for Continuance issued
 10/15/96 ~~Second Order Consolidating Cases~~, Second Amended Consolidated Complaint and Notice of Hearing issued; Cons. with CA-24725 and CA-24815
 10/15/96 Counsel for Respondent, sub Request to Reschedule Hearing; Recd. 10/15/96
 10/18/96 Earledean V.S. Robbins, DCALJ, sub Order Granting Motion for Continuance; Recd. 10/18/96
 10/21/96 Order Rescheduling Hearing from 10/30/96 to 12/16/96 issued
 10/21/96 Counsel for Respondent, sub Answer to Second Amended Consolidated Complaint; Recd. 10/23/96
 10/28/96 Petition for Injunction Under Section 10(j) of the NLRA, As Amended and Order To Show Cause filed with District Court (No. C96-1698-C)
 11/5/96 U.S. District Court, sub Order, Respondent to show cause pursuant to the briefing schedule, by it should not be enjoined and restrained pending final disposition of certain matters before the NLRB; Respondent shall file an Answer within 20 days of service of petition and brief on or before 11/14/96 file any brief in opposition to petition before 12/2/96; and petition may file reply brief on or before 12/5/96; The petition shall be noted for consideration on 12/6/96; and court will thereafter determine whether a hearing will be conducted; Recd. 11/12/96

CARD NO. II

11/14/96 Petitioner's Memorandum in Support of Petition for Temporary Injunction under Section 10(j) of the NLRA (with supporting affidavits attached)
 11/25/96 Counsel for Respondent, sub Brief in Opposition to Petition for 10(j) Injunction; Recd. 12/6/96
 12/9/96 Counsel for Respondent, sub Motion to Revoke or Modify Subpoena; Recd. 12/10/96
 12/19/96 Order Postponing Hearing Indefinitely issued (to be rescheduled to a date in January 1997 at a later date)
 1/22/97 Counsel for Respondent, sub Motion to Disqualify ALJ; Recd. 1/23/97
 1/24/97 Counsel for GC, sub Response to Respondent's Motion to Disqualify ALJ
 2/24/97 U.S. District Court, sub Minute Order; The Court will conduct an evidentiary hearing on this matter on 3/12 and 3/13/97 at 9:30 a.m.; Recd. 2/27/97
 3/5/97 Counsel for Respondent, sub Post Hearing Brief; Recd. 3/5/97
 3/5/97 Counsel for Union, sub Post Hearing Brief; Recd. 3/6/97
 8/27/97 David Heilbrun, ALJ, sub ALJD; partial win; Exceptions due 9/27/97; Recd. 8/29/97
 9/26/97 Counsel for Respondent, sub Request for EOT to file Exceptions; Recd. 9/29/97
 9/29/97 Richard Hardick, Assoc. E.S., sub Date for Receipt of Exceptions and Brief is extended to 10/9/97; Recd. 9/30/97
 10/20/97 Enid W. Weber, Assoc. E.S., sub Order (by Direction of the Board); Board adopts the findings and conclusions of the ALJ; Recd. 10/23/97
 1/27/98 Memo from RD to WA recommending case be transferred to Enforcement Litigation
 4/14/98 Aileen Armstrong, DAGC, sub Board's Application for Summary Entry of a Judgment; Recd. 4/17/98

CARD III

- 4/17/98 CA 9, sub Receipt of Application for Summary Entry of a Judgment;
Recd. 4/23/98
- 4/24/98 Memo to DC asking that enforcement proceedings be held in abeyance
- 4/27/98 Aileen Armstrong, DAGC, sub Motion of the NLRB to Hold Case in Abeyance for
30 days (while case 19-CA-25795 involving the same union is being
investigated); Recd. 5/4/98
- 5/15/98 CA 9, sub Order; NLRB's Motion to Hold its Application for Summary Entry of
a Judgment in abeyance is granted; Application is held in abeyance until
6/13/98, at which time petitioner shall file a status report with the court
and move for appropriate relief; Recd. 5/18/98
- 6/10/98 John Burgoyne, Acting DAGC, sub Motion of the NLRB for Further Proceedings
and for Summary Entry of a Judgment; Recd. 6/15/98
- 6/30/98 John Burgoyne, Acting DAGC, sub Reply of the NLRB to the Company's Response to
the Board's Motion to re-activate the case and to grant Summary Enforcement
of its Order; Recd. 7/6/98
- 7/6/98 CA 9, sub Order; NLRB's Motion for summary entry of a judgment enforcing its
order is granted. Unless objections as to form are received within 14 days
of the date of this order, the proposed judgment submitted by the NLRB will be
entered; Recd. 7/9/98

19-CA-24603 ALPHA TECHNOLOGIES

6/17/96

Bellingham, WA

CARD IV

- 7/22/98 CA 9, sub Judgment Enforcing an Order of the NLRB; Recd. 2/1/99

19-CA-24603 ALPHA TECHNOLOGIES

6/17/96

Bellingham, WA